

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE, WESTERN DIVISION

FILED BY Whe D.C.

05 SEP 15 PM 5:35

SMITH & NEPHEW, INC.,

Plaintiff,

v.

ARTHROCARE CORP.,

Defendant.

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
W.D. OF TENNESSEE

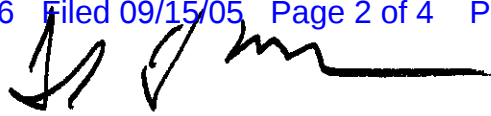
Civil Action No. 03-2214 Ma/An

**STIPULATION OF SETTLEMENT AND  
CONSENT ORDER DISMISSING ACTION WITHOUT PREJUDICE**

Through their undersigned counsel, the parties hereby jointly advise the Court and stipulate that they have entered into an agreement for the settlement of all matters in controversy in this action, which agreement provides for the dismissal of this action without prejudice as provided in this Order, each party to bear its own attorney fees and costs.

On application of the parties, the Court hereby accepts and approves the foregoing stipulation.

Accordingly, based upon such stipulation and by consent of the parties, pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, it is ORDERED that this action is dismissed, without prejudice, each party to bear its own attorney fees and costs.



SAMUEL H. MAYS, JR.  
UNITED STATES DISTRICT JUDGE

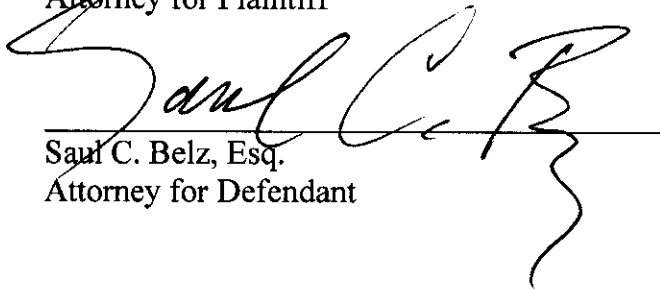
September 15, 2005

DATE OF SIGNATURE

STIPULATED, APPROVED AND CONSENTED TO:



Mark Vorder-Bruegge, Jr.  
Attorney for Plaintiff



Saul C. Belz, Esq.  
Attorney for Defendant



## Notice of Distribution

This notice confirms a copy of the document docketed as number 156 in case 2:03-CV-02214 was distributed by fax, mail, or direct printing on September 16, 2005 to the parties listed.

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